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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 SANDRA HOLMES,

9 Plaintiff,

v.

10 TACOMA PUBLIC SCHOOL  
11 DISTRICT NO. 10,

12 Defendant.

CASE NO. C16-5317 BHS

ORDER DENYING  
DEFENDANT'S MOTION TO  
COMPEL

13 This matter comes before the Court on Defendants Tacoma School District's  
14 ("District") motion to compel discovery (Dkt. 20), the Court's order requesting a joint  
15 status report (Dkt. 27), and the parties' response (Dkt. 28).

16 On December 13, 2016, the District served Plaintiff Sandra Holmes ("Holmes")  
17 with discovery requesting the sources and amount of her income since leaving  
18 employment with the District. Dkt. 20 at 1. On April 27, 2017, the District filed the  
19 instant motion asserting that Holmes has failed to fully comply and requesting that the  
20 Court order complete production of the financial information. *Id.* Holmes's only defense  
21 is that production is ongoing and is difficult because it involves interacting with various  
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1 government agencies. Dkt. 22. The District contends that, while obtaining the requested  
2 information may be difficult, Holmes has failed to show diligence in corresponding with  
3 the agencies. Dkt. 25.

4 On June 1, 2017, the Court requested a status report because the production  
5 appeared to be ongoing and the extent of prejudice to the District was unknown. Dkt. 27.  
6 On June 16, 2017, the parties responded stating that Holmes had produced all requested  
7 information, except for payment history from the Social Security Administration  
8 (“SSA”). Dkt. 28. Holmes, however, has signed a release to acquire the SSA  
9 information and the documents have been requested. Thus, the only remaining dispute is  
10 whether the District is entitled to sanctions for having to seek the Court’s involvement.  
11 The Court concludes that sanctions are not appropriate at this time and defers ruling on  
12 this issue. If Holmes is responsible for additional discovery problems, then the Court will  
13 revisit the issue of sanctions. Accordingly, the District’s motion is **DENIED as moot**.

14 **IT IS SO ORDERED.**

15 Dated this 20th day of June, 2017.

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18 BENJAMIN H. SETTLE  
19 United States District Judge  
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